

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

For The

District of

Delaware

BETTY AGEE, Individually and as  
Representative of the Estate of  
RICHARD L. AGEE, et al.

Plaintiffs,

V.

SUMMONS IN A CIVIL CASE

A.W. Chesterton, et al.

Defendants.

CASE NUMBER:

06-668

TO: (Name and address of Defendant)

Brasa, Inc.  
Paul J. Carter  
Jordan Street  
Greenwood, South Carolina 29648

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Robert Jacobs, Esquire  
2 East 7th Street, P.O. Box 1271  
Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

OCT 31 2006

PETER T. DALLEO

CLERK

DATE

Beth Duman

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 11/2/06 @ 1:48 pm
NAME OF SERVER (PRINT) ROBERT DELACY	TITLE SPS

*Check one box below to indicate appropriate method of service*☐ Served personally upon the defendant. Place where served: \_\_\_\_\_☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_☒ Other (specify): SERVED HARRIET WINDSOR, DELAWARE SECRETARY OF STATE**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
--------	----------	-------

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 11/2/06  
Date

Signature of Server

D. M. PROFESSIONAL SERVICES  
5 Orchard Lane  
Wilmington, DE 19809

Address of Server

RECEIVED  
DEPARTMENT OF STATE  
2006 NOV 2 PM 1 46  
DIVISION OF  
CORPORATIONS

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.